

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

UNITED STATES OF AMERICA)
)
v.) Case No. 3:09-CR-79-007
)
DANNY LEE MONDAY) Judge Jordan

AGREED ORDER OF REVOCATION

A Petition for Revocation of Supervised Release has been filed against the defendant, Danny Lee Monday, and the defendant admits that he has violated his supervised release as specified in violation numbers 1-2 in the petition. An agreement has been reached between the parties, recommending that Mr. Monday's supervised release should be revoked and that he should receive a sentence of seven (7) months incarceration with sixty (60) months supervised release to follow.

Mr. Monday agrees to waive his right to a hearing pursuant to Rule 32 of the Rules of Criminal Procedure, waive his right to allocute at a revocation hearing, and asks that the agreement of the defendant and the government pursuant to Rule 11 of the Federal Rules of Criminal Procedure be found to be a proper sentence.

This Court has considered the Chapter Seven policy statements in the United States Sentencing Guidelines. The defendant's criminal history category is III. The advisory guideline range is 5 to 11 months for "Grade C" violations which the Court has carefully considered. There is a statutory maximum of 36 months imprisonment which the Court has also considered. The Court has also considered the factors listed in 18 U.S.C. §3553(a).

Based on the foregoing, the Court finds that the recommended sentence is

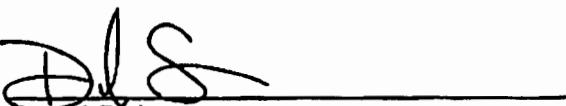
sufficient, but not greater than necessary, to accomplish the purposes set forth in 18 U.S.C. §3553(a) while taking into consideration all of those factors and the Chapter Seven policy statements.

IT IS HEREBY ORDERED, therefore, that the defendant's supervised release is hereby revoked. The defendant is hereby sentenced to a term of imprisonment of seven (7) months to be followed by sixty (60) months supervised release. While on supervised release, Mr. Monday shall abide by all standard conditions of supervised release and special conditions previously ordered. It is RECOMMENDED that the Bureau of Prisons designate Danny Lee Monday to FPC Montgomery.



Honorable R. Leon Jordan
United States District Judge

APPROVED FOR ENTRY:



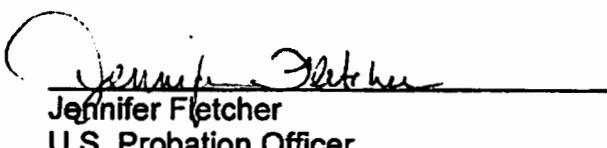
David P. Lewen
Assistant U.S. Attorney



Benjamin G. Sharp
Attorney for Defendant



Danny Lee Monday
Defendant



Jennifer Fletcher
U.S. Probation Officer